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NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCESAttorney's Docket No.:
BAL6019P0281US

In Re Application Of: Scott Trees

Serial Number: 09/817,449 Filed: 3/26/01

For: Interspecific Lobelia Plant

Group Art Unit: 1661 Examiner: S. McCormick

Commissioner for Patents
Washington, D.C. 20231

Applicant hereby appeals to the Board of Appeals and Interferences from the decision of the Examiner dated 11/22/02, rejecting claims 4-17.

The item(s) checked below are appropriate.

1. Applicant claims small entity status. (See 37 CFR 1.27.)
 A Statement Claiming Small Entity Status is enclosed.
2. Appeal fee (37 CFR 1.17(b))
 Large Entity - \$320.00 Small Entity - \$160.00
3. A petition and fee for an extension of time for reply to the rejection is enclosed.
 Large Entity
 \$110.00 \$410.00 \$930.00 \$1,450.00
 Small Entity
 \$55.00 \$205.00 \$465.00 \$725.00
4. A check for the amount of \$320.00 is enclosed.
5. Please charge the fee(s) to Deposit Account Number 23-0785. A duplicate copy of this sheet is attached.
6. Please charge any additional fee(s), or credit any overpayment, to Deposit Account Number 23-0785. A duplicate copy of this sheet is enclosed.

- I am:
- applicant.
 - assignee of record of the entire interest.
 - attorney or agent of record
 - attorney or agent acting under 37 C.F.R. 1.34(a)

Lisa V. Mueller, Reg. No. 38,978

02/25/2003 JBALINW 00000122 09817449

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February 18, 2003

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